



UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 21 2004

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

In re Application of :
James M. Meyer *et al* : DECISION ON PETITION
Application No. 10/709,571 :
Filed: May 14, 2004 :
For: Venturi Induction For :
Internal Combustion Engines

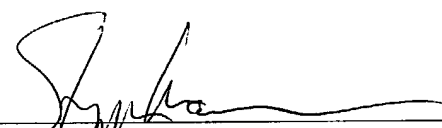
This is a decision on the petition to make special filed on July 23, 2004. The petition is based upon the practice described in MPEP § 708.02(VI) "Energy." Therefore, no petition fee is required.

The petition is dismissed.

The petition to make special based upon the practice in the above mentioned MPEP sections is not deemed to satisfy all of the requirements thereof. Specifically, while there is an allegation that the disclosed and claimed invention contributes to the reduction of energy consumption, there is no data presented in the petition or disclosed in the application from which one may conclude that the claimed invention "materially" contributes to the reduction of energy consumption.

Petitioners are reminded that the period for filing a reply to the outstanding Office action will not be stayed by the filing of a renewed petition. See 37 CFR 1.181(f).

PETITION DISMISSED.


Stephen Marcus, Special Program Examiner,
Technology Center 3700

Aspen Engineering Services, LLC
8425 Doubleheader Ranch Road
Morrison, CO 80465